

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION**

PROVIDENT COMMERCIAL GROUP, INC.)	Case No. C-1-02-124
)	
Plaintiff,)	(Judge Herman J. Weber)
)	(Magistrate Judge Timothy S. Hogan)
-v-)	
)	<u>STIPULATION OF DISMISSAL</u>
WESTERN WAY HOLDINGS CO.)	
)	
Defendant.)	

Pursuant to Federal Civil Rule 41(a)(2), and the Court being duly advised, Plaintiff Provident Commercial Group, Inc. ("Plaintiff") and Defendant Western Way Holdings Co. ("Defendant") stipulate and agree as follows:

- (1) That the claims of Plaintiff against Defendant raised in this action are hereby dismissed, without prejudice; and
- (2) That any counterclaims that Defendant raised or could have raised in this action against Plaintiff are hereby dismissed, with prejudice; and
- (3) That each party shall bear their own costs and expenses.

IT IS SO ORDERED:

s/Herman J. Weber
Herman J. Weber, Senior Judge
United States District Court

STIPULATED AND AGREED TO:

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